

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2003-001139

04/11/2003

HONORABLE CARI A. HARRISON

CLERK OF THE COURT
S. Stewart
Deputy

FILED: 04/18/2003

MICHAEL KELLY, et al.

ROBERT H KLEINSCHMIDT

v.

IASIS HEALTHCARE HOLDINGS INC, et al.

JOSEPH A KENDHAMMER

ANDREW E ROSENZWEIG

TRIAL DATE SET

8:45 a.m. IN CHAMBERS. This is the time set for a Pretrial Conference. Plaintiff is represented by counsel, Robert H. Kleinschmidt. Defendants Iasis Healthcare Holdings, Inc., Tenet M G H, Inc., and Mesa General Hospital are represented by counsel, Joseph A. Kendhammer. Defendant Izenberg is represented by counsel, Andrew E. Rosenzweig. Mr. Rosenzweig is present telephonically.

No Court Reporter is present.

Discussion is held regarding the issue of videotaping depositions.

IT IS ORDERED allowing depositions to be videotaped.

IT IS FURTHER ORDERED setting trial on **April 19, 2004,** and a final Pretrial Management Conference on **April 9, 2004, at 9:00 a.m.**

This division's calendar will be handled by the Honorable Robert L. Gottsfield beginning in June of this year. Depending on Judge Gottsfield's schedule, the dates noted above may be subject to change.

Discussion is held regarding discovery deadlines of expert witnesses.

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IT IS ORDERED that Defendants submit a brief detailing good cause why expert witness deadlines should be staggered by **April 18, 2003**. Plaintiffs shall submit their response by **April 29, 2003**. Defendants shall submit their reply by **May 5, 2003**.

IT IS FURTHER ORDERED that counsel shall deliver the above-referenced briefs to the opposing party and to the Court, by facsimile or hand-delivery.

LET THE RECORD REFLECT that Defendants will forego any oral argument on said motions.

LET THE RECORD FURTHER REFLECT that Plaintiffs will want oral argument set on the motions so that a record may be made.

No discovery deadlines will be set until the issue regarding expert witness disclosure is resolved.

Discussion is held regarding a disagreement on the settlement conference issue.

IT IS ORDERED that the parties complete a settlement conference **no later than January 17, 2004**.

Discussion is held regarding the setting of conferences to plan discovery each month.

IT IS ORDERED that Counsel for each party or their authorized representative shall attend a telephonic conference, to be **initiated by Plaintiffs**, at noon on the **first Monday** of each calendar month to agree on the deposition schedule for the following 60 days. The following 30 days shall be firmly scheduled and the 30 days thereafter shall be tentatively scheduled.

9:15 a.m. Matter concludes.